

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

RICKY LEE DAVIS,

Plaintiff,

v.

NANCY A. BERRYHILL,

Acting Commissioner of Social Security,

Defendant.

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Civil Action No: 7:16-CV-394

ORDER

For the reasons stated in the accompanying memorandum opinion, the Commissioner's motion for summary judgment (Dkt. No. 20) is **DENIED**, Plaintiff's motion for summary judgment (Dkt. No. 16) is **GRANTED in part**, and this matter is **REVERSED** and **REMANDED** to the Commissioner under sentence four of 42 U.S.C. § 405(g). This action is **DISMISSED** from the court's active docket.

Entered: March 13, 2018

Robert S. Ballou

Robert S. Ballou
United States Magistrate Judge